

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

QUORUM HEALTH CORPORATION, *et al.*,

Debtor.

Chapter 11

Case No. 20-10766 (BLS)

DANIEL H. GOLDEN, AS LITIGATION
TRUSTEE OF THE QHC LITIGATION
TRUST, AND WILMINGTON SAVINGS
FUND SOCIETY, FSB, SOLELY IN ITS
CAPACITY AS INDENTURE TRUSTEE

Plaintiffs,

v.

COMMUNITY HEALTH SYSTEMS, INC.;
CHS/COMMUNITY HEALTH SYSTEMS,
INC.; REVENUE CYCLE SERVICE CENTER,
LLC; CHSPSC, LLC; PROFESSIONAL
ACCOUNT SERVICES, INC.; PHYSICIAN
PRACTICE SUPPORT, LLC; ELIGIBILITY
SCREENING SERVICES, LLC; W. LARRY
CASH; RACHEL SEIFERT; ADAM
FEINSTEIN; AND CREDIT SUISSE
SECURITIES (USA) LLC,

Defendants.

Adv. Pro. No. 21-51190 (BLS)

**DEFENDANTS COMMUNITY HEALTH SYSTEMS, INC., W. LARRY CASH, AND
RACHEL SEIFERT’S MOTION TO STAY LITIGATION PENDING ARBITRATION**

Pursuant to Section 3 of the Federal Arbitration Act (9 U.S.C. § 3), and for the reasons set forth in the memorandum in opposition (the “Memorandum”) to Quorum Health Corporation’s Motion To Intervene (D.I. 54), filed contemporaneously herewith, defendants Community Health

Systems, Inc. (“CHSI”), W. Larry Cash, and Rachel Seifert (together, the “Movants”) hereby respectfully file this motion (the “Motion”) for a stay pending arbitration of Quorum Health Corporation’s (“Quorum’s”) proposed claims against the Movants.

As explained in the Memorandum, this Court lacks jurisdiction over the claims described in Quorum’s Motion To Intervene and proposed complaint, and therefore should deny Quorum’s motion to intervene. However, if the Court determines that it has jurisdiction, the Court should stay Quorum’s claims against the Movants to permit the parties to arbitrate those claims as required by their written agreement.

Pursuant to Rule 7012 of the Federal Rules of Bankruptcy Procedure and Rule 7012-1 of the Local Rules of Bankruptcy Practice and Procedure for the United States Bankruptcy Court for the District of Delaware, the Movants advise the Court that, although the Movants submit the Court lacks jurisdiction over Quorum’s claims, if the Court determines it does have jurisdiction over such claims, the Movants consent to the entry of a final order or judgment by this Court with respect to this Motion if it is determined that the Court, absent consent of the parties, cannot enter a final order or judgment consistent with Article III of the United States Constitution.

WHEREFORE, the Movants respectfully request that this Court enter an order in substantially the form attached hereto as Exhibit A and grant such further relief as the Court may deem necessary and proper.

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Dated: March 7, 2022
Wilmington, Delaware

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& TAYLOR LLP

/s/ Michael S. Neiburg

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